

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

THE BOARD OF EDUCATION OF THE	:	
APPOQUINIMINK SCHOOL DISTRICT, and	:	
THE DELAWARE DEPARTMENT OF	:	
EDUCATION,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	Civil Action No. 06-770-JJF
	:	
JULIE JOHNSON AND SAMUEL QUINTON	:	
JOHNSON IV, parents of SQJ, V,	:	
	:	
Defendants.	:	

O R D E R

At Wilmington, this 15 day of April 2008, for the reasons set forth in the Memorandum Opinion issued this date;

IT IS HEREBY ORDERED that:

1. The Delaware Department of Education is DISMISSED from this action as requested by Defendants in their Answering Brief (D.I. 40) to Plaintiffs' Joint Motion For Summary Judgment.

2. Plaintiffs' Joint Motion For Summary Judgment (D.I. 30) is GRANTED in all other respects.

3. Plaintiffs' Joint Motion In Limine To Exclude Testimony By Any Witness Not Identified In Discovery (D.I. 42) is DENIED as moot.

4. Defendants' Motion For Leave To File A Surreply (D.I. 44) is DENIED.

5. The Clerk shall enter Judgment in favor of the Board of Education of the Appoquinimink School District and against Defendants.


UNITED STATES DISTRICT JUDGE